

# United States District Court

SOUTHERN

DISTRICT OF

NEW YORK

FEDERAL INSURANCE COMPANY,  
SAMSUNG AMERICA, INC.,

Plaintiffs,

V.

SUMMONS IN A CIVIL CASE

CASE NUMBER:

M/V MSC TEXAS, her engines, boilers,  
tackle, etc., CONTI 26 CONTAINER  
SCHIFFAHRTS GMBH & CO KG MS 'CONTI  
MAKALU', NSB NIEDERELBE  
SCHIFFAHRTSGESELLSCHAFT MBH &  
CO KG, EXPEDITORS INTERNATIONAL  
OF WASHINGTON, INC. d/b/a EXPEDITORS  
INTERNATIONAL OCEAN,  
EXPEDITORS INTERNATIONAL OCEAN, INC.

Defendants.

TO:

Conti 26 Container Schiffahrts GmbH & Co KG ms 'Conti Makalu' Harburger Strasse 47-51, 21614 Buxtehude, Germany	NSB Niederelbe Schiffahrts- gesellschaft mbH & Co KG Harburger Strasse 47-51, 21614 Buxtehude, Germany	Expeditors International of Washington, Inc. d/b/a Expeditors International Ocean 245 Roger Avenue Inwood, NY 11096	Expeditors International Ocean, Inc. 245 Roger Avenue Inwood, NY 11096
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YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

KINGSLEY, KINGSLEY & CALKINS  
91 WEST CHERRY STREET  
HICKSVILLE, NY 11801  
(516) 931-0064

an answer to the complaint which is herewith served upon you, within 20 days after service of this  
summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the  
relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time  
after service.

CLERK J. MICHAEL MCMAHON

DATE

(BY) DEPUTY CLERK

*Catherine Lapsley*

JUN 09 2008

FEDERAL INSURANCE COMPANY, ETANO

Plaintiff(s)

- against -

Index # 08 CV 5255 (CHIN)

M/V MSC TEXAS, HER ENGINES, BOILERS, TACKLE, ETC., ETAL

Purchased June 9, 2008

File # CH7973

Defendant(s)

**AFFIDAVIT OF SERVICE**

STATE OF NEW YORK: COUNTY OF NEW YORK ss:

RICHARD RUBINSTEIN BEING DULY SWORN DEPOSES AND SAYS DEPONENT IS NOT A PARTY TO THIS ACTION, OVER THE AGE OF EIGHTEEN YEARS AND RESIDES IN THE STATE OF NEW YORK.

That on June 30, 2008 at 10:35 AM at

245 ROGER AVENUE  
INWOOD, NY 11096

deponent served the within SUMMONS AND COMPLAINT on EXPEDITORS INTERNATIONAL OF WASHINGTON, INC. D/B/A EXPEDITORS INTERNATIONAL OCEAN therein named,

**CORPORATION** a DOMESTIC corporation by delivering thereat a true copy of each to "JANE SMITH" personally, deponent knew said corporation so served to be the corporation described in said SUMMONS AND COMPLAINT as said Defendant and knew said individual to be the GENERAL AGENT thereof.

Deponent further states that he describes the person actually served as follows:

<u>Sex</u>	<u>Skin Color</u>	<u>Hair Color</u>	<u>Age (Approx.)</u>	<u>Height (Approx.)</u>	<u>Weight (Approx.)</u>
<u>FEMALE</u>	<u>WHITE</u>	<u>BROWN</u>	<u>50</u>	<u>5'4</u>	<u>140</u>

PERSON SPOKEN TO REFUSED TO STATE TRUE FIRST AND/OR LAST NAMES

That at the time of such service deponent knew the person so served as aforesaid to be the same person mentioned and described as the Defendant in this action.

Sworn to me on: July 1, 2008

JOEL GRABER  
Notary Public, State of New York  
No. 02GR4699723  
Qualified in New York County  
Expires February 10, 2010

JOSEPH KNIGHT  
Notary Public, State of New York  
No. 01KN6178241  
Qualified in New York County  
Expires November 26, 2011

JONATHAN GRABER  
Notary Public, State of New York  
No. 01GR6156780  
Qualified in New York County  
Expires December 4, 2010

  
**RICHARD RUBINSTEIN**

Invoice #: 464435